

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 1, 1999

DIVISION ONE

B130225 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Rick H.

The order under review is affirmed.

Masterson, J.

We concur: Spencer, P.J.
 Vogel (Miriam A.), J.

B126344 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Ruben H., et al.

The order under review is affirmed.

Masterson, J.

We concur: Spencer, P.J.
 Vogel (Miriam A.), J.

B125488 Butts (Certified for Publication)
 v.
 Sands

The judgment is reversed. Appellant Butts is to recover costs on appeal.

Masterson, J.

We concur: Spencer, P.J.
 Ortega, J.

DIVISION ONE (Continued)

B134699 Alberta M., et al. (Not for Publication)

v.

Superior Court, Los Angeles County
(D.C.F.S., r.p.i.)

The petition is denied.

Masterson, J.

We concur: Spencer, P.J.
 Vogel (Miriam A.), J.

B122222 People (Not for Publication)

v.

Forbes

The judgment is affirmed as to count 4, the conviction for terrorist threats.
The judgment is reversed as to counts 1 and 3, the convictions for corporal injury to a spouse and assault by means of force likely to cause great bodily injury, and the matter is remanded for a new trial on those counts.

Masterson, J.

We concur: Spencer, P.J.
 Ortega, J.

DIVISION THREE

B118456 People (Not for Publication)

v.

Frank Valverde

The judgment is modified to reflect a \$200 restitution fine pursuant to Penal Code section 1202.4, subdivision (b). The abstract of judgment is to be amended to reflect this fine. In all other respects, the judgment is affirmed.

Aldrich, J.

We concur: Kitching, Acting P.J.
 Schneider, J. (Assigned)

December 1, 1999-Continued

DIVISION FOUR

B126884 Shirzade et al. (Not for Publication)
v.
Cliff Oaks and Michael Dyckman

The judgment is reversed and the matter is remanded. Costs are awarded to appellants.

Hastings, Acting P.J.

We concur: Curry, J.
Dau, J. (Assigned)

B120993 People (Not for Publication)
v.
Collins

The judgment is reversed and the case remanded for retrial.

Curry, J.

We concur: Epstein, Acting P.J.
Hastings, J.

DIVISION FIVE

Court convened at 8:00 A.M.

Present: Turner, P.J., Grignon, J., Godoy Perez, J. and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B127686 People v. Anthony Cardenas
B132410 People v. Pablo Adame
B129652 People v. Herman Vasquez
B125400 House v. Alexander
B127196 People v. Donald Jones
B131901 People v. Oscar Saavedra

Argument waived, cause submitted.

DIVISION FIVE (Continued)

B121434 Sandy Arnold et al.
 v.
 Ashland Chemical Company

Merits:
Argued by Ellis J. Horvitz for appellants and by James B. Kropff and
Thomas V. Girardi for respondents. Cause submitted.

B123693 Redevelopment Agency of The City of Long Beach et al.
 v.
 Tom Hutchings

Merits:
Argued by Tom Hutchings, appellant in pro per, and by Don Mike Anthony
for respondents. Cause submitted.

B133251 Neil Paul Noble
 v.
 Boston Consulting Group, Inc.

Merits:
Argued by Neil Paul Noble, appellant in propria persona, and by Thomas P.
Brown and Shirley D. Deutsch for respondent. Cause submitted.

B126588 People
 v.
 Michael Saavedra

Appearances:
Deborah J. Chuang, deputy attorney general, for respondent and no
appearance for appellant. Argument waived, cause submitted.

B125961 People
 v.
 Paul Blumberg

Merits:
Argued by Carlo Andreani for appellant and by David A. Voet, deputy
attorney general, for respondent. Cause submitted.

DIVISION FIVE (Continued)

B119143 The Semler Companies/Agoura
 v.
 City of Agoura Hills et al.

Merits:

Argued by Henry K. Workman for appellant and by Steven H. Kaufmann
for respondents. Cause submitted.

Court recessed.

Court reconvened at 11:18 A.M.

Present: Grignon, Acting P.J., Armstrong, J., Godoy Perez, J. and Zaida G. Heraldez,
Deputy Clerk.

Each of the following:

B130432 People v. Nathaniel Jones
B127557 People v. Jones & Hall
B131016 People v. William Wright
B135552 In Re Kayla D. Martha D. v. S.C.L.A (D.C.F.S.)
B126846 Jimmy Martinez

Argument waived, cause submitted.

B130102 People
 v.
 Juan Martinez Delira

Merits:

Argued by William L. Heyman for appellant and by Thien Huong Tran,
deputy attorney general, for respondent. Cause submitted.

B126846 People
 v.
 Amber Eberhart

Merits:

Argued by George Schraer for appellant Eberhart and by Jamie L. Fuster,
deputy attorney general, for respondent. Cause submitted.

DIVISION FIVE (Continued)

B135938 Gerald V. Scotti
 v.
 Superior Court, Los Angeles County
 (Fred Esposito et al., r.p.i.)

Merits:
Argued by Petitioner Gerald V. Scott and Nikki Tolt for real parties in interest. Cause submitted.

B135053 Keith D.
 v.
 Superior Court, Los Angeles County
 Los Angeles County Department of Children and Family Services

Merits:
Argued by Marilyn Sipes for petitioner and by Anne E. Fragasso and David Beaudet for real parties in interest. Cause submitted.

Court recessed.

Court reconvened at 1:00 P.M.

Present: Grignon, Acting P.J., Armstrong, J., Godoy Perez, J. and Zaida G. Heraldez, Deputy Clerk.

B129498 Zane David Weiner
 v.
 Department of Motor Vehicles

Merits:
Argued by Dana T. Cartozian, deputy attorney general, for appellant and by David L. Clark for respondent. Cause submitted.

DIVISION FIVE (Continued)

B126112 Daniel Y. Wong
 v.
 Hanmi Bank et al.

Merits:
Argued by Stephen C. Chen for appellant and by Kenneth G. Lau for respondents. Cause submitted.

B130586 Annette Leon
 v.
 Gregory A. Leon

Merits:
Argued by John J. Gillian for appellant and Michael J. Kurz for respondent. Cause submitted.

B126072 Gitland, a California Partnership
 v.
 Pitt & Kraines et al.

Merits:
Argued by Ron Bain for appellant and by Stuart Koenig for respondents. Cause submitted.

B130461 Maurren Thatcher
 v.
 Fred Turrill et al.

Merits:
Argued by Robin G. Eifler for appellants and by Alfred A. Calabro for respondent. Cause submitted.

December 1, 1999-Continued

DIVISION FIVE (Continued)

B131441 Donald Harrahill et al.
v.
Joseph Santoro et al.

Merits:

Argued by Mitchell E. Abbott for appellants and by Michael P. Farris and Donna Dean for respondents. Cause submitted.

Court adjourned.

B122920 Warren B. Williamson et al.
v.
Hector Prida et al.

Filed order denying petition for rehearing.

DIVISION SIX

B126447 People (Not for Publication)
v.
Roark

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
Abbe, J. (Assigned)

B131102 People (Not for Publication)
v.
Regaldo

The judgment is affirmed.

Abbe, J. (Assigned)

We concur: Gilbert, P.J.
Yegan, J.

DIVISION SIX (Continued)

B128872 Horton et al. (Not for Publication)
 v.
 Ricigliano et al.

The judgment is affirmed. Respondents are awarded costs on appeal.

Abbe, J. (Assigned)

We concur: Gilbert, P.J.
 Yegan, J.

DIVISION SEVEN

B111134 People (Not for Publication)
 v.
 Brewer

The conviction and judgment on count 3 (receiving stolen property) are reversed. The award of presentence credits is modified to reflect 138 days of presentence credits, for a total of 416 days of presentence credits. In all other respects, the judgment is affirmed.

Neal, J.

We concur: Lillie, P.J.
 Johnson, J.

B123807 People (Not for Publication)
 v.
 Pappan

The judgment is affirmed.

Woods, J.

We concur: Johnson, Acting P.J.
 Neal, J.

December 1, 1999-Continued

DIVISION SEVEN (Continued)

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The judgment is affirmed.

Woods, J.

We concur: Lillie, P.J.
 Neal, J.

B119634 People (Certified for Partial Publication)
v.
Eck

The three-year enhancement imposed pursuant to Penal Code section 12022.7, subdivision (a) on Count I is ordered stayed. In all other respects the judgment is affirmed. Upon issuance of the remittitur the superior court shall cause its clerk to prepare an amended abstract of judgment and to forward it to the Department of Corrections.

Johnson, J.

We concur: Lillie, P.J.
Neal, J.

B128107 Anderson (Not for Publication)
v.
State of Calif. Dept. of Insurance

The judgment is affirmed. Respondent(s) to recover costs.

Johnson, Acting P.J.

We concur: Woods, J.
Neal, J.

DIVISION SEVEN (Continued)

B129029 Walker (Not for Publication)
v.
Board of Civil Service commissioners-City of Los Angeles

The judgment is affirmed. Respondent(s) to recover costs.

Johnson, Acting P.J.

We concur: Woods, J.
Neal, J.

B128504 People
v.
Love

Filed order modifying opinion. Petition for rehearing is denied. (Change in judgment)

B125051 Ortona (Not for Publication)
v.
San Paolo Bank et al.

The summary judgment is affirmed. Respondents are entitled to costs on appeal.

Lillie, P.J.

We concur: Johnson, J.
Neal, J.

B124977 People (Not for Publication)
v.
Showers

The judgment is affirmed.

Lillie, P.J.

We concur: Woods, J.
Neal, J.

December 1, 1999-Continued

DIVISION SEVEN (Continued)

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The judgment is affirmed.

Lillie, P.J.

We concur: Johnson, J.
 Woods, J.